

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Modak *et al.* Customer No. : 21003  
Appln. No. : 10/622,272 Confirmation No. : 4202  
Filed : 07/17/2003 Art Unit : 1614  
Examiner : James D. Anderson  
For : ZINC SALT COMPOSITIONS FOR THE PREVENTION OF  
DERMAL AND MUCOSAL IRRITATION

**DECLARATION UNDER 37 C.F.R. §1.132**

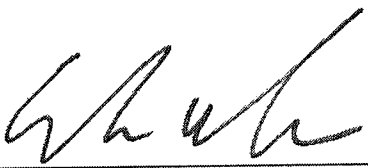
I, Gonzalo Merino, hereby declare the following:

1. I am currently employed as Associate General Counsel by THE TRUSTEES OF COLUMBIA UNIVERSITY IN THE CITY OF NEW YORK, having its principal place of business at 116th Street & Broadway, New York, NY, 10027.
2. I have the designated authority empowering me to act on behalf of THE TRUSTEES OF COLUMBIA UNIVERSITY IN THE CITY OF NEW YORK in the matter to which this declaration pertains.
3. I understand that this patent application, United States Patent Application No. 10/622,272, has been rejected over United States Patent Application Publication No. 2003/0152644 to Modak *et al.*

4. THE TRUSTEES OF COLUMBIA UNIVERSITY IN THE CITY OF NEW YORK is the sole Assignee of United States Patent Application Publication No. 2003/0152644 (hereinafter referred to as the '644 application). The Assignment of the '644 application was recorded with the USPTO on June 4, 2002, and is recorded at Reel/Frame: 012966/0993.
5. United States Patent Application No. 10/622,272 (hereinafter referred to as the '272 application), has a filing date of July 17, 2003, and was subject to an obligation of assignment to THE TRUSTEES OF COLUMBIA UNIVERSITY IN THE CITY OF NEW YORK at the time the invention was made.
6. The '272 application and the '644 application were, at the time the invention of the '272 application was made, owned by, or subject to an obligation of assignment to, THE TRUSTEES OF COLUMBIA UNIVERSITY IN THE CITY OF NEW YORK.

7. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful statements may jeopardize the validity of the application or any patent issuing therefrom.

By:

  
\_\_\_\_\_  
Gonzalo Merino  
Associate General Counsel

Date:

  
\_\_\_\_\_  
4/22/09